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May 17, 1996

VIA HAND DELIVERY

William F. Caton
Acting Secretary
Federal Communications Commission
Room 222
1919 M Street, N.W.
Washington, D.C. 20554

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JUN 5 1996

Re: Ex Parte Presentation in CS Docket 96-46
Re: Ex Parte Presentation in CS Docket 96-83
Re: Ex Parte Presentation in IB Docket 95-59

Dear Mr. Caton:

Pursuant to 47 C.F.R. § 1.1206, I submit this original and one copy of a letter disclosing a written and oral ex parte presentation in the above-referenced proceedings.

On May 16, 1996, persons representing the interests of state and local governments met with certain Commission staff. (A list of the state and local government attendees and the Commission attendees is attached hereto as Attachment I). The meeting dealt with state and local government interests in rights-of-way management and compensation, and local zoning authority regarding telecommunications facilities. The discussion addressed issues arising in connection with federal preemption, the scope of Commerce Clause authority, unfunded mandates, the Regulatory Flexibility Act, and Fifth Amendment issues generally, as well as

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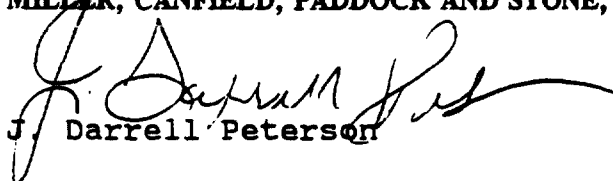
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limited discussion of these issues as they occur in the open video systems and zoning preemption proceedings pending before the Commission. The enclosed materials were given to each Commission attendee at the meeting.

Very truly yours,

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

By


J. Darrell Peterson

Enclosure

cc: Blair Levin (w/o encl.)	Mindy Ginsburg (w/o encl.)
Kathleen Levitz (w/o encl.)	Michael Perko (w/o encl.)
John Logan (w/o encl.)	Margo Domon (w/o encl.)
Beverly Baker (w/o encl.)	John Winston (w/o encl.)
Richard Smith (w/o encl.)	Jim Keegan (w/o encl.)
William Kennard (w/o encl.)	Peter Tenhula (w/o encl.)
Roderick Porter (w/o encl.)	Rosalee Chiara (w/o encl.)
Douglas Webbink (w/o encl.)	John Stern (w/o encl.)
Susan Sallet (w/o encl.)	
Michelle Farquhar (w/o encl.)	
Karen Brinkman (w/o encl.)	
Dan Phythyon (w/o encl.)	
Sheryl Wilkerson (w/o encl.)	

ATTACHMENT I

State and Local Participants:

Ronald Mallard, Director/Cable TV Administrator, Department of Consumer Affairs, Fairfax County, Virginia and member of Board of Directors of National Association of Telecommunications Officers and Advisors

Kevin McCarty, Assistant Executive Director, U.S. Conference of Mayors

Nicholas Miller and Betty Ann Kane, Miller, Canfield, Paddock and Stone, P.L.C.

Robert Fogel, Associate Legislative Director, National Association of Counties

Barrie Tabin, Sr. Legislative Counsel, National League of Cities

Timothy Masanz, Group Director of Economic Development and Commerce, National Governors' Association

Commission Participants:

Blair Levin, Chief of Staff

Kathleen Levitz, Deputy Bureau Chief, and Mindy Ginsburg, Common Carrier Bureau

John Logan, Deputy Bureau Chief, Michael Perko, and Margo Domon, Cable Services Bureau

Beverly Baker, Chief, and John Winston, Compliance and Information Bureau

Richard Smith, Chief, and Jim Keegan, Office of Engineering and Technology

William Kennard, Chief, and Peter Tenhula, Office of the General Counsel

Roderick Porter, Deputy Chief, Rosalee Chiara and John Stern, International Bureau

Douglas Webbink, Chief, Policy and Rules Division, Mass Media Bureau

Susan Sallet, Chief, Office of Public Affairs

Michelle Farquhar, Chief, and Karen Brinkman, Associate Bureau Chief, Wireless Telecommunications Bureau

Dan Phythyon, Chief, and Sheryl Wilkerson, Attorney Advisor, OLIA

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Filed with 96-46